

Call to Order/Pledge of Allegiance/Attendance

The January 8, 2019 meeting of the Newtown Village Council was called to order at 6:30 p.m. by Mayor Mark Kobasuk, who led the Pledge of Allegiance to the Flag.

Council Members: Curt Tiettmeyer (Vice Mayor)
Daryl Zornes
Chuck Short

Terry Fairley
Don Carroll
Sarah Williams (absent)

Solicitor: Emily Supinger
Fiscal Officer: Keri Everett
Assistant to Mayor: Becky Fairley

APPROVAL OF COUNCIL MINUTES:

Mr. Short made a motion to approve the 12.11.2018 Council Minutes, seconded by Mr. Zornes. All Aye. Motion Carried.

SPECIAL PRESENTATIONS

BCI – Project Status Update (Engineer Bruce Brandstetter reported the below:)

1. Ragland Road Culvert (17053)

- Easement Status
 - Update on Yeager easement.

2. 2018 Street Program (18081)

- There are several issues that JK Meurer will address Spring of 2019. Most notably the paving on Crull and puddle at Plum and Leonard.
- **Current payment request amount is \$30,000 below contract amount.**

3. SR 32 East Storm (17042)

- On 9/5/18, ODOT indicated their preference that the Village proceed with construction of storm project.
- **BCI is coordinating schedule with OPWC. Bid in February 2019.**

4. ODOT SR 32 Safety Grant

- BCI coordinating with ODOT on Stage 1.

5. Burger Farm

- Meeting held on 11/13/18.

6. Sidewalk Inspection, Riverhills Subdivision (18085)

- Schedule
 - **Letters have been mailed to property owners.**
 - **Questions are being answered as they come, remarking is needed.**
 - **BCI will remark.**
 - Property Owner has until 5/30/19 to complete work on their property.
 - Check for completion defective sections in Spring.

7. Plan Reviews/Meetings

- MVCA entrance, School Street at Church Street.
- The Motz Company, new site to combine offices. **BCI is reviewing information submitted on 12/19/18.**
- Barrett Company drive entrance opposite Ivy Hills Place.
- Cincinnati Bell Fiber Optics

8. Miscellaneous

- **BCI and Terry Fairey to meet on 1/9/19.**
- BCI to investigate concrete lagging as an alternative to wood.
- Updated Pavement Plan reviewed on 11/28/18.
 - Edith, Pine and East Jefferson are next on the plan to pave, \$100,000 budget.
 - BCI to meet with Fred Schlimm to discuss County MRF and District OPWC Funds (Church Street, Little Dry Run, Debolt, Valley and Round Bottom). This will help determine Village budgeting.
 - BCI to discuss planned paving of SR 32 with ODOT.
 - BCI to research "last year paved" of the various street to be shown on street.
- Recommend annual crack sealing including Lake Barber Trail

Citizen Participation (Two-minute limit for each speaker) (Read by Mayor Kobasuk)

We have reached that point in our meeting where a citizen may express an opinion, make a statement, address a concern, or ask a question on any subject that is not otherwise on the agenda. This will allow the statement to be entered into the official meeting record. This portion of the meeting is not for Council to provide responses to citizen comments. If you have a concern or request information, please be sure to leave your contact information with the staff before you leave the meeting. A member of the staff will contact you regarding your request. Please state your name and where you live when addressing Council. Is there anyone present that would like to bring an item, not otherwise on the agenda, before Council? *No Participants.*

MAYOR / COUNCIL REPORTS

Executive Session – explanation for audience

Mayor Kobasuk explained Council will meet in Executive Session at the end of the meeting – ORC 121.22(G)(2) to discuss the purchase of property and acquisition of property, which deals with an easement for Mr. Harvey Yeager. The project seems to be moving in the right direction – we will be able to put the Ragland Road Project out to bid once this issue has been resolved.

Vice Mayor Appointment, President Pro-Tem (Reported by Mayor Kobasuk)

At the beginning of the year, the vice-mayor is elected. Mr. Short and Mr. Tiettmeyer are the two interested candidates. The O.R.C. requires one statutory vice-mayor. Mr. Carroll suggested deferring the decision until the next meeting when hopefully all council members are present. Solicitor Supinger said that is fine as long as the appointment takes place in January.

Traffic Signal Improvements (Reported by Mr. Fairley)

As a result of meetings with ODOT, the following was suggested. Mr. Fairley discussed the need with several police officers, who concurred with the following signals.

Mr. Fairley made a motion to approve \$5,000 for traffic signal improvements at the east and west end of Valley for a right turn signals and for a thermo pressure line stripe to designate a turn lane. Mr. Short seconded the motion. All Aye. Motion Carried.

Street and Maintenance Committee Meeting (Reported by Mr. Fairley)

The committee will meet at 5:30pm on Tuesday, January 22, 2019, prior to the 6:30pm Council Meeting.

For the sake of planning for the 2019 Budget, Mr. Tiettmeyer suggested all committees meet prior to the finance committee meeting, at which time, there will be somewhat of a final reconciliation.

Safety Committee Meeting (Reported by Mr. Zornes)

The committee will meet on Jan. 15th at 5pm to discuss budget requests for the police department.

Police Department Website (Reported by Mr. Carroll)

Over the last year, we have been working to resolve technology issues. The Police Department is now ready to move forward with reconstructing their website. Chris McMahon submitted a bid of \$2,975, which includes the development of the site, password protection, content population, etc. There is a 20% discount which takes it to \$2,380, which will be included in the 2019 Appropriations.

Mr. Carroll made a motion to approve an amount not to exceed \$2,500 for the development of the Police Department website. Mr. Zornes seconded the motion. All Aye. Motion Carried.

Village Solicitor's Report (No report by Solicitor Emily Supinger)

NEW BUSINESS

Ordinance, setting date, time and place of council meetings

Per the Ohio Revised Code, Council needs to adopt a method of advising the public of Special Council Meetings. Solicitor Supinger added a sentence to the end of Section 2. Stating "A Notice of Special Council meetings shall be posted on the Village of Newtown website at least 24 hours" prior to the meeting. This is the only change from past ordinances adopted.

Mr. Fairley made a motion to suspend the rules, motion seconded by Mr. Short. All Aye. Motion Carried.

Mr. Fairley made a motion to adopt ORDINANCE 01-2019 AN ORDINANCE SETTING THE DATE, TIME AND PLACE OF VILLAGE COUNCIL MEETINGS, AND DECLARING AN EMERGENCY. Mr. Short seconded the motion. Roll Call: Mr. Fairley-Yes, Mr. Carroll-Yes, Mr. Tiettmeyer-Yes, Mr. Short-Yes, Mr. Zornes-Yes. Motion Carried.

Ordinance, providing for the employment of Legal Counsel

Mr. Tiettmeyer made a motion to suspend the rules, motion seconded by Mr. Zornes. All Aye. Motion Carried.

Mr. Tiettmeyer made a motion to adopt ORDINANCE NO. 02-2019 AN ORDINANCE PROVIDING FOR THE EMPLOYMENT AND COMPENSATION OF LEGAL COUNSEL, AND DECLARING AN EMERGENCY. Mr. Zornes seconded the motion. Roll Call: Mr. Fairley-Yes, Mr. Carroll-Yes, Mr. Tiettmeyer-Yes, Mr. Short-Yes, Mr. Zornes-Yes. Motion Carried.

Ordinance, approving American Legal Publishing's Ohio Basic Code, 2019 Edition

Mr. Zornes made a motion to suspend the rules, motion seconded by Mr. Short. All Aye. Motion Carried.

Mr. Zornes made a motion to adopt ORDINANCE 03-2019 AN ORDINANCE APPROVING, ADOPTING AND ENACTING AMERICAN LEGAL PUBLISHING'S OHIO BASIC CODE, 2019 EDITION, AS THE CODE OF ORDINANCES FOR THE VILLAGE OF NEWTOWN, OHIO AND DECLARING AN EMERGENCY. Mr. Short seconded the motion. Roll Call: Mr. Fairley-Yes, Mr. Carroll-Yes, Mr. Tiettmeyer-Yes, Mr. Short-Yes, Mr. Zornes-Yes. Motion Carried.

Resolution, contract w/BCI

Solicitor Supinger explained that the contract has two rate increases. Council reviewed the contract prior to this meeting.

Mr. Carroll made a motion to suspend the rules, motion seconded by Mr. Short. All Aye. Motion Carried.

Mr. Carroll made a motion to adopt RESOLUTION NO. 01-2019 A RESOLUTION APPROVING A CONTRACT WITH BRANDSTETTER/CARROLL., INC. FOR PROFESSIONAL SERVICES. Mr. Zornes seconded the motion. Roll Call: Mr. Fairley-Yes, Mr. Carroll-Yes, Mr. Tiettmeyer-Yes, Mr. Short-Yes, Mr. Zornes-Yes. Motion Carried.

Ordinance, accepting easement for storm water improvements

Mr. Carroll made a motion to table the ordinance accepting easements for storm water improvements. Mr. Fairley seconded the motion. All Aye. Motion Carried.

Resolution, contract for liability insurance w/The Ohio Plan

Liability insurance benefits through the Ohio Plan Risk Management, Inc. are administered through Hylant Administrative Services, LLC.

Mr. made a motion to suspend the rules, motion seconded by Mr. Zornes. All Aye. Motion Carried.

Mr. Short made a motion to adopt RESOLUTION NO. 02-2019 A RESOLUTION APPROVING A CONTRACT FOR LIABILITY INSURANCE WITH THE OHIO PLAN RISK MANAGEMENT. Mr. Zornes seconded the motion. Roll Call: Mr. Fairley-Yes, Mr. Carroll-Yes, Mr. Tiettmeyer-Yes, Mr. Short-Yes, Mr. Zornes-Yes. Motion Carried.

Resolution, authorizing Mutual Aid Agreement

The Village of Newtown participates in a mutual aid agreement with other jurisdictions throughout Hamilton County for the provision of law enforcement mutual aid.

Mr. Zornes made a motion to suspend the rules. Mr. Short seconded the motion. All Aye. Motion Carried.

Mr. Zornes made a motion to adopt RESOLUTION NO. 03-2019 A RESOLUTION AUTHORIZING THE EXECUTION OF A MUTUAL AID AGREEMENT WITH OTHER LAW ENFORCEMENT AGENCIES IN HAMILTON COUNTY. Mr. Short seconded the motion. Roll Call: Mr. Fairley-Yes, Mr. Carroll-Yes, Mr. Tiettmeyer-Yes, Mr. Short-Yes, Mr. Zornes-Yes. Motion Carried.

Checklist

An amount of \$2,124.96 needs to be added to Wex Bank for fuel for the police cruisers.

Mr. Tiettmeyer made a motion to approve the Year-End Checklist for \$246,518.20. Mr. Short seconded the motion. All Aye. Motion Approved.

Executive Session

Mayor Kobasuk called for an Executive Session at 6:58pm, under O.R.C. 121.22(G)(2) to discuss the sell and disposition and acquisition of property. No action is expected to be taken as this is just a briefing. Mr. Fairley seconded the motion. Roll Call: Mr. Fairley-Yes, Mr. Carroll-Yes, Mr. Tiettmeyer-Yes, Mr. Short-Yes, Mr. Zornes-Yes. Motion Carried.

Mayor Kobasuk asked for a motion to reconvene at 7:44pm, with no action to be taken as a result of the meeting.

Mr. Carroll made a motion to reconvene at 7:44pm, seconded by Mr. Short. Roll Call: Mr. Fairley-Yes, Mr. Carroll-Yes, Mr. Tiettmeyer-Yes, Mr. Short-Yes, Mr. Zornes-Yes. Motion Carried.

Mr. Tiettmeyer made a motion to adjourn at 7:45pm; motion seconded by Mr. Fairley. Motion Carried!

Transcribed by Becky Fairley.